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PTO/SB/01 (12-97)

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_				Attorney Docket Number		1/1411		
DECLARATION FOR UTILITY OR DESIGN		First Named Inventor		Barbara ENENKEL				
PATENT APPLICATION				COMPLETE IF KNOWN				
	Application Number		10 / 724,301					
_			-	Filing Date	Nove	ember 26, 2003		
ر	Declaration Submitted	OR	☐ Declaration Submitted after Initial	Group Art Unit	Tob	e assigned		
	with Initial Filing	Filing (surcharge (37 CFR 1.16 (e)) required)		Examiner Name	To b	be assigned		

caruficate, or 385(a) of any PCT international application which designated at teast are country other than the United States of America, listed below and have oilso identified below, by checking the box, any foreign application for parter or inventor's ceruificate, or of any PCT international application having a filing date before that of the application on which priority is claimed. Prior Foreign Application Number(s) Foreign Filling Date (MM/DD/YYYY) Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/028 attached hereto: I hereby claim the benefit under 35 U.S.C. 119(e) of any United States provisional application(e) listed below. Application Number(s) Filing Date (MM/DD/YYYY) Additional provisional application	As a below named inventor, i nereby deciare that:								
names are listed below) of the subject matter which is dairned and for which a patient is sought on the Invention entitled: NEOMYCIN-PHOSPHOTRANSFERSE-GENES AND METHODS FOR THE SELECTION OF RECOMBINANT CELLS PRODUCT The of the Invention Recombination of the Invention	My residence, post office addross, and citizenship are as stated below next to my name.								
The specification of which (Title of the Invention) Is attached hereto OR was filed on (MM/DD/YYY) 11/26/2003 as United States Application Number or PCT International Application Number 10/724,301 and was amended on (MM/DD/YYYY) (if applicable). I horoby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amonded by any amendment specifically referred to above. I acknowledge the duty to disclose Information which is material to patentability as defined in 37 CFR 1.56. I hereby claim fereign priority benefits under 35 U.S.C. 118(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's cardificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's cardificate. Prior Foreign Application having a filing date before that of the application on which priority is claimed. Prior Foreign Application Country Foreign Filing Date Priority Cartified Copy Attached? YES NO									
is attached hereto OR was filed on (MM/DD/YYYY) 11/26/2003 as United States Application Number or PCT International Application Number 10/724,301 and was amended on (MM/DD/YYYY) (if application) I horeby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above. I acknowledge the duty to disclose Information which is material to patentability as defined in 37 CFR 1.56. I hereby daim foreign priority benefits under 35 U.S.C. 118(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's conflicate, or 365(a) of any PCT international application which designated at teast one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's conflicate, or any PCT international application having a filing date before that of the application on which priority is claimed. Prior Fereign Application Number(s) Country Foreign Filling Date (MM/DD/YYYY) Not Claimed YES NO Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/028 attached hereto: Thereby claim the benefit under 35 U.S.C. 119(e) of any United States provisional application(6) listed below. Application Number(s) Filling Date (MM/DD/YYYY) DE 10256081 11/29/2002 O7/08/2003 Additional provisional application numbers are listed on a supplemental priority data sheet									
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<u>- Utility or Design Patent Application</u> DECLARATION -I hereby claim the benefit under 35 U.S.C. 120 of any United States application(e), or 365(c) of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. 112, I acknowledge the duty to disclose information which is material to parentability as defined in 37 CFR 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application. U.S. Parent Application or PCT Parent **Parent Filing Date Parent Patent Number** (If applicable) (MM/DD/YYYY) Number 60/431,535 12/06/2002 07/17/2003 60/487,902 Additional U.S. or PCT international application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto. As a named inventor, I hereby appoint the following registered practitioner(s) to prosecute this application and to transact all business in the Paten and Trademark Office connected therewith: Customer Number Place Custome Number Bar Code Registered practitioner(s) name/registration number listed below I Abol bers Registration Registration Number 41,629 Number 25,089 Robert P. Raymond Anthony P. Bottino Michael P. Morris 34,513 Susan K. Pocchiari 45,016 Mary-Ellen M. Devlin 27,928 Philip I. Datlow 41,482 28,991 David A. Dow 46,124 Alan R. Stempel Timothy X. Witkowski Additional registered practitioner(s) named on supplemental Registered Practitioner Information shoot PTO/SB/02C attached herets Direct all correspondence to: Customer Number 28501 OR Correspondence address below or Bar Code Label Name Address Address City State ZIP Telephone I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief ere believed to be true; and further that these statements were made with the knowledge that wilful false statements and the like so made are purchable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such wilful false statements may jeopardize the validity of the application or any patent issued thereon. A petition has been filed for this unsigned inventor Name of Sole or First Inventor: Given Name (first and middle [if any]) Family Name of Surname Barbara ENENKEL Вагьана Enonhue ONIOFICY Date Signature DE Warthausen Germany Residence: City Citizonship Post Office Address Maeizertrasse 4 Post Office Address 88447 Germany Warthausen 710 2 supplemental Additional Inventor(s) sheet(s) PTO/SB/02A attached hereto Additional inventors are being named on the

RADEMARY.

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Name of Additional Joint Inventor, if any:		☐ A pet	ition ha	s been filed for this	unsigned inv	rentor	
Given Name (first and middle (if any)		Family Nam	ne or Su	mame			
Juergen		FIEDER					
Inventor's Signature Track				_	Date OA	1/08/12004	
Residence: City Uniterstadion	State		Count	_{ry} Germany	Citizenship	DE	
Mailing Address							
Mailing Address Muehfgartenweg 13							
Unterstadion	State		İ	2ip 89619	Country Germany		
Name of Additional Joint Inventor, if any:		☐ A pet		as been filed for this	unsigned Im	ventor	
Given Name (first and middle (if any)				Family Name or	Sumame		
Ralf		отто					
Inventor's Signature		Date 0/	1/08/	2004			
Residence: City Oggelshausen	State	ı		Country Germany	<u>′ </u>	Citizenship DE	
Mailing Address							
Malling Address Lerchenweg 11							
City Oggelshausen	State	,		_{Zip} 88422	Country	Germany	
Name of Additional Joint Inventor, if any:		☐ A pe	stition ha	as been filed for this	unsigned in	ventor	
Given Name (first and middle (if any)		Family Name or Surname					
Kerstin		SAUTTER	<u> </u>				
Inventor's Kerstin Saustes		Date C	0110	07/2004	,		
Residence: City Biberach	State	State		Country Germany	,	Citizenship DE	
Mailing Address							
Mailing Address Schadenhofstrasse 11							
Clty Biberach	State			Zip 88400	Country	Germany	
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City

This collection of information is required by 35 U.S.C. 115 and 37 CFR 1.63. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 21 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the Individual case. Any complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the Individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Petent and Trademark Office, U.S. Oppartment of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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work Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid QMB control number,
ADDITIONAL INVENTOR(S)
Supplemental Sheet A petition has been filed for this unsigned inventor Name of Additional Joint Inventor, if any: Given Name (first and middle (if any) Family Name or Sumame **BERGEMANN** Klaus Uman Date ON. 07.2004 inventor's Signature Residence: City Biberach Country Germany Citizenship Mailing Address Mailing Address Hugo-Haering-Strasse 49 88400 Country Germany Biberach State Name of Additional Joint Inventor, if any: A petition has been filed for this unsigned inventor Family Name or Surname Given Name (first and middle (if any) Date Signature Citizenship State Country Residence: City Malling Address Mailing Address State Country Name of Additional Joint Inventor, if any: A petition has been filed for this unsigned inventor Given Name (first and middle (if any) Family Name or Surname Signature Date State Residence: City Country Citizenship Mailing Address Mailing Address State Country Zip

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